IN THE HIGH COURT OF BOMBAY AT GOA

PUBLIC INTEREST LITIGATION WP NO. 16 OF 2007

MR. MATHEW FERNANDES ... Petitioner
Versus
MAPUSA MUNICIPAL COUNCIL ... Respondent

In Person.
Mr. S. D. Padiyar, Advocate for respondent No.1.
Mr. S. R. Rivonkar, Government Advocate for respondent No.2.

Coram:- D. B. BHOSALE &
N. A. BRITTO, JJ.

Date:- 10th December, 2007

P.C.

A letter dated 28.9.07 of Mr. Mathew Fernandes was treated as a PIL Writ Petition. He had made a grievance that the Mapusa Municipal Authorities have disobeyed the directions of this Court issued in Writ Petition No.148/97 by allowing several traders in the Mapusa Municipal market to sell their goods on the footpaths and in open spaces, which causes hardships to ever growing population to move freely in the market, especially on Friday, which is a weekly market day.

2. The Mapusa Municipal Council has filed an affidavit of the Chief Officer stating that they have removed the illegal display of consumable goods/merchandise by hanging or otherwise, outside the shops and on footpaths by the traders in the Mapusa Municipal market. It is further stated in the affidavit that appropriate instructions are issued to the Inspectors to keep a strict vigil in the market to see that such incidents do not occur in future. It is further stated in the affidavit that all efforts will be done to see that such acts of illegal display of goods and merchandise outside the shops by the traders are not repeated and the market visitors

and the general public are not put to inconvenience.

3. We are satisfied with the assurance given on an affidavit by the Chief Officer of the concerned Municipal Council and, in our opinion, nothing survives in this writ petition. The statements made in the affidavit are accepted. The writ petition is disposed of accordingly.

D. B. BHOSALE, J.

N. A. BRITTO, J.

ssm.